

pleading, affidavit or other paper. It is sufficient to refer to such a paper as filed and as herewith sent.

[No. 42.]

NOTICE OF APPEAL, WHERE A NEW TRIAL IS NOT HAD IN THE
SUPERIOR COURT.—CODE, SECTION FIVE HUNDRED AND
THIRTY-NINE.

A..... B..... <i>against</i> C..... D.....	}	Justice's Court.
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To G. W. H., Esq., a Justice of the Peace for
County :

Take notice that the plaintiff in the above action appeals to the Superior Court from the judgment rendered therein by you, on the day of, 18.., in favor of the defendant for the sum of \$23.50, and \$5 costs, and that this appeal is founded upon the following grounds :

Notice of appeal
where new trial is
not had.

1. The Justice erred in excluding I. W. as a witness, when offered by the plaintiff on said trial.

2. The Justice erred in receiving L. M. as a witness on the part of the defendant, and against the objection of the plaintiff.

3. The Justice erred in charging the jury that (*state the matter of law in which the alleged error consists.*)

Dated this day of, 18..

E. P.....,
Attorney for Appellant.